

TEMPORARY

No. 69750-T

TEMPORARY APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 19 2003

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 19 2003 under 69747

The applicant **Julian Tomera Ranches, Inc., Stonehouse Division** hereby make application for permission to change the **Point of Diversion and Place of Use** of water heretofore appropriated under **Permit No. 61838**

1. The source of water is **Underground (Devils Gate Canyon Well)**
2. The amount of water to be changed **6.00 cfs**
3. The water to be used for **Irrigation**
4. The water heretofore permitted for **Irrigation**
5. The water is to be diverted at the following point **NW¼ SE¼ of Section 17, T.30N., R.52E., M.D.B.&M., at a point from which the Northeast corner of Section 5, T.30N., R.52E., M.D.B.&M., bears N 06°12'10" E, 14,356.56 feet.**
6. The existing permitted point of diversion is located within **NE¼ SW¼ of Section 21, T.30N., R.52E., M.D.B.&M., at a point from which the Southwest corner of said Section 28, T.30N., R.52E., M.D.B.&M., bears S 13°31'06" W, 7533.81 feet.**
7. Proposed place of use **SW¼ NW¼, W½ SW¼ of Section 16, E½ NW¼, NE¼, S¼ of Section 17, NE¼, E½ NW¼, NE¼ SW¼, N½ SE¼ of Section 20 and the W½ NW¼ of Section 21 all in T.30N., R.52E., M.D.B.&M. (400.00 acres to be Irrigated)**
8. Existing place of use **E½, E½ SW¼ of Section 21, T.30N., R.52E., M.D.B.&M. (400.00 acres to be removed from Irrigation)**
9. Use will be from **January 1st to December 31st** of each year.
10. Use was permitted from **January 1st to December 31st** of each year.
11. Description of proposed works **Drilled well, pipelines and troughs**
12. Estimated cost of works **\$10,000.00**
13. Estimated time required to construct works **1 year**
14. Estimated time required to complete the application of water to beneficial use **1 year**
15. Remarks: **This application is for a temporary permit.**

By **Robert E. Morley, High Desert Engineering**
s/**Robert E. Morley**
640 Idaho Street
Elko, Nevada 89801

Compared sg/ cac dl/cmF

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 61838 is issued subject to the terms and conditions imposed in said Permit 61838 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **May 22, 2004** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

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The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 6.0 cubic feet per second, and a duty of 1200 acre-feet annually, and not to exceed a yearly duty of 3.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed on or before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office:

this 23rd day of May, A.D. 2003


State Engineer

EXPIRED
DATE MAY 22 2004 **DR**

TEMPORARY

